

REMARKS

I. Present Status of Patent Application

Claims 1-16, 18, and 20-39 have been canceled without prejudice.

New claims 40-52 have been added.

Claims 3-5, 9, 10, 13-15, 18, and 19 have been rejected under 35 U.S.C. § 103(a) unpatentable over Lieberman (U.S. Patent Publication Number US 2002/0130104 A1) in view of D'Amato et al (U.S. Patent Number 4,933,120).

Claims 6-8, 11-12, and 17 have been objected to as "being dependent upon a rejected base claim" but are indicated as being allowable if re-written in independent form.

II. Discussion of Rejections

A. Canceled claims 1-16, 18, and 20-39

Claims 1-2 and 20-39 were previously canceled in response to a restriction requirement. Thus, Applicant reserved the right to pursue the subject matter of these claims in a divisional application.

Claims 3-16 and 18 have been canceled without prejudice or disclaimer. Hence, the rejections of claims 3-16 and 18 are now moot. Applicant, however, reserves the right to pursue those claims, in addition to any other claims that are supported by the written description, in a continuation application.

B. Objection of Claims 6-8, 11-12, and 17

Claims 6-8, 11-12, and 17 have been objected to as "being dependent upon a rejected base claim, but would be allowable if rewritten in independent form." The allowable subject

matter of claim 6 is included in new claim 40. The allowable subject matter of claim 7 is included in new claim 42. The allowable subject matter of claim 8 is included in new claim 44. The allowable subject matter of claim 11 is included in new claim 46. Claims 40, 42, 44, and 46 are discussed in greater detail below.

Claim 17 has been directly amended to include each and every limitation of its base claim and any intervening claims. In that regard, Applicant submits that claim 17 is now in condition for allowance. Thus, Applicant respectfully requests allowance of claim 17. Applicant submits that the amendment to claim 17 simply rewrites the claim in independent form. Thus, Applicant submits that the amendment to claim 17 is not a narrowing amendment for which Applicant is estopped from asserting equivalents.

C. Rejection of Claims 3-5, 9, 10, 13-15, 18 and 19 Under 35 U.S.C. § 103(a)

The Office Action rejects claims 3-5, 9, 10, 13-15, 18 and 19 under 35 U.S.C. § 103(a) as being unpatentable over Lieberman. For the reasons set forth below, Applicant traverses this rejection. Specifically, Applicant cancels claims 3-16 and 18, thereby rendering the rejection of those claims moot.

Independent claim 19 is a product-by-process claim. Claim 19 has been amended to recite the additional limitation of "die cutting the web to generate the identification tag." In that regard, product-by-process claim 19 includes each and every limitation that has been indicated as being allowable with reference to process claim 17. Applicant, therefore, submits that claim 19 is in condition for allowance. Thus, Applicant respectfully requests allowance of claim 19.

D. New Claims 40-52

New claims 40-52 have been added. Applicant respectfully submits that no new matter has been added. New independent claim 40 includes the limitation of a "three-dimensional stereogram" from claim 6, which has been indicated as being allowable. New independent claim 42 includes the limitation of a "marking being configured to project a predefined image in response to the marking being irradiated by a laser" from claim 7, which has been indicated as being allowable. New independent claim 44 includes the limitation of a "holographic image being configured to alter its visual appearance when viewed at different angles" from claim 8, which has been indicated as being allowable. New independent claim 46 includes the limitation of a "unique serial number" from claim 11, which has been indicated as being allowable.

Claim 41 depends directly from allowable independent claim 40; claim 43 depends directly from allowable independent claim 42; claim 45 depends directly from allowable independent claim 44; claim 47 depends directly from allowable independent claim 46; and claims 48-52 depend directly from allowable independent claim 19. Applicant respectfully submits that, insofar as claims 41, 43, 45, and 47-52 depend, either directly or indirectly, from allowable independent claims, for at least this reason, claims 41, 43, 45, and 47-52 are allowable.

Applicant, therefore, respectfully requests allowance of dependent claims 41, 43, 45, and 47-52.

III. References Made of Record

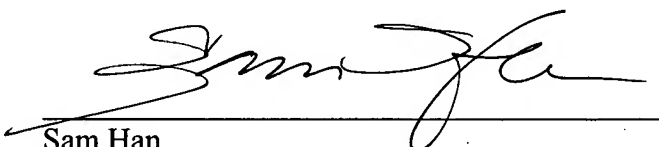
The references made of record have been considered, but are not believed to affect the patentability of the presently pending claims.

CONCLUSION

Applicant submits that all claims are now in proper condition for allowance, and respectfully requests that the Examiner pass this case to issuance. If, in the opinion of the Examiner, a telephonic conference would expedite the examination of this matter, the Examiner is invited to call the undersigned attorney at (770) 933-9500.

If there is any deficiency in this fee, or if and additional fees are required, you are hereby authorized to charge any and all such fees to Deposit Account No. 20-0778.

Respectfully submitted,



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